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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
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October 1, 2009

Dave Shaver, Manager
Genwal Resources, Inc.
P.O. Box 910
East Carbon, Utah 84520-0910

Subject: Reclamation of Remaining East Mountain Access Road Segments on SITLA and USFS
Managed Lands, Genwal Resources, Inc., Crandall Canyon Mine, C/015/0032

Dear Mr. Shaver:

This letter is to clarify our request of August 25 to proceed with final reclamation of the remaining segments of access road on the SITLA and USFS managed lands, or amend the MRP and provide documentation of the likelihood of success of the post mining land use change.

We understand that our letter arrived too late for you to feasibly complete the project this year, due to the lengthy bid process that UtahAmerican implemented earlier this year. You should proceed with your bid process and be prepared to complete the work during the next construction season, or seek to amend your MRP. In order for the road to remain unreclaimed beyond next summer, approval of a change in the MRP must be obtained.

We are aware that the Forest Service and SITLA disagree on what the final disposition of the land should be, and of the difficult situation their disagreement places you in. We are also aware that the two agencies are working toward a land exchange that would solve the conflict.

We have encouraged them to move forward and hope a resolution will be achieved in the near future. Regardless, the Division will require reclamation next season unless a viable post-mining land use application can be approved this winter.

If you have any questions regarding this matter, please feel free to contact me at (801) 538-5334, or Dana Dean at (801) 538-5320.

Sincerely,

John R. Baza
Director

JRB/dd/sqs

cc: Pam Brown, Manti Lasal Forest
Tom Faddies, SITLA
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